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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Bennet et al

DOCKET NO.: 8285/162

SERIAL NO.: 08/999,106

FILED: 12/29/1997

ENTITLED: System and Method for Home Automation and Security

Law Office of Dale B. Halling, L.L.C.
655 Southpointe Ct., Suite 100
Colorado Springs, CO 80903
November 21, 2005

**Petition to Withdraw Unintentional Abandonment Under
37 CFR 1.137(b)**

Honorable Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The applicant request that the above referenced patent application be revived under 37 CFR 1.137(b).

- 1) A Notice of Appeal accompanies this petition.
- 2) A Credit Card payment in the amount of the petition fee set forth in 1.17(m) in enclosed
- 3) The entire delay from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. A final Office Action was mailed on January 12, 2005. An after final Response was mailed on March 10, 2005 within the two month period. The Examiner did not send out an Advisory Action until October 4, 2005. A Notice of Abandonment was mailed out on the same day. While the rules allow this, this customer feels that this is extremely bad customer service and just a way for the PTO to collect more fees. The Examiner should have been able to send out an Advisory Action within a reasonable time period. The applicant filed a RCE


immediately upon receiving the Advisory Action, the Notice of Abandonment was not received until later.

Demand

The applicant demands that they receive a refund for the RCE filed on October 10, 2005. In addition, the applicant demands that a refund for this petition which resulted from extremely poor service by the PTO.

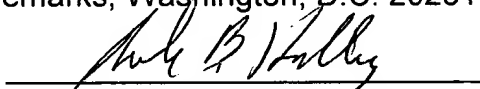
Respectfully submitted,

(Bennett et al.)

By 
Attorney for the Applicant
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I hereby certify that a Petition is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

11/22/05
Date


Signature (Dale B. Halling)